

APPENDIX A

**SOLICITATION PROVISIONS AND CONTRACT CLAUSES
FOR ARCHITECT-ENGINEER CONTRACTS**

Solicitation Provisions

Required When Applicable

FAR provision or clause number	FAR text reference	Title
52.203-2	3.103-1	Certificate of Independent Price Determination
53.203-4	3.404(b)	Contingent Fee Representation and Agreement
52.203-8	3.104-10(a)	Requirement for Certificate of Procurement Integrity
52.203-8	3.104-10(a)	Requirement for Certificate of Procurement Integrity–Alternate I
52.203-11	3.808(a)	Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions
52.204-3	4.904	Taxpayer Identification
52.204-4	4.603	Contractor Establishment Code
52.207-2	7.305(b)	Notice of Cost Comparison (Negotiated)
52.209-5	9.409(a)	Certification Regarding Debarment, Suspension, Proposed Debarment, and Other Responsibility Matters
52.209-7	9.507-I(b)	Organizational Conflicts of Interest Certificate–Marketing Consultants
52.212-7	12.304(a)	Notice of Priority Rating for National Defense Use
52.215-3	15.405-2	Solicitation for Information or Planning Purposes
52.215-5	15.407(c)(1)	Solicitation Definitions
52.215-6	15.407(c)(2)	Type of Business Organization
52.215-7	15.407(c)(3)	Unnecessarily Elaborate Proposals or Quotations
52.215-8	15.407(c)(4)	Amendments to Solicitations
52.215-9	15.407(c)(5)	Submission of Offers
52.215-10	15.407(c)(6)	Late Submissions, Modifications, and Withdrawals of Proposals
52.215-11	15.407(c)(7)	Authorized Negotiators
52.215-12	15.407(c)(8)	Restriction on Disclosure and Use of Data
52.215-13	15.407(d)(1)	Preparation of Offers
52.215-14	15.407(d)(2)	Explanation to Prospective Offerors
52.215-15	15.407(d)(3)	Failure to Submit Offer

Solicitation Provisions (Continued)

Required When Applicable

FAR provision or clause number	FAR text reference	Title
52.215-16	15.407(d)(4)	Contract Award
52.215-17	15.407(e)	Telegraphic Proposals
52.215-18	15.407(j)	Facsimile Proposals
52.215-19	15.407(g)	Period for Acceptance of Offer
52.215-20	15.407(h)	Place of Performance
52.215-34	15.407(h)	Evaluation of Offers for Multiple Awards
52.215-35	15.407(i)	Annual Representations and Certifications-Negotiation
52.215-36	15.407(c)(9)	Late Submissions, Modifications, and Withdrawals of Proposals (Overseas)
52.216-1	16.105	Type of Contract
52.219-1	19.304(a)	Small Business Concern Representation
52.219-2	19.304(b)	Small Disadvantaged Business Concern Representation
52.219-3	19.304(c)	Women-Owned Small Business Representation
52.219-19	19.1007(a)	Small Business Concern Representation for the Small Business Competitiveness Demonstration Program
52.219-21	19.1007(c)	Small Business Size Representation for Targeted Industry Categories Under the Small Business Competitiveness Demonstration Program
52.219-22	19.304(d)	SIC Code and Small Business Size Standard
52.222-19	22.610(a)	Walsh-Healey Public Contracts Act Representation
52.222-21	22.810(a)(1)	Certification of Nonsegregated Facilities
52.222-22	22.810(a)(2)	Previous Contracts and Compliance Reports
52.222-24	22.810(c)	Preaward On-Site Equal Opportunity Compliance Review
52.222-25	22.810(d)	Affirmative Action Compliance
52.223-1	23.105(a)	Clean Air and Water Certification
52.223-5	23.505(a)	Certification Regarding A Drug-Free Workplace
52.225-12	25.1005(a)	Notice of Restrictions on Contracting With Sanctioned Persons
52.227-15	27.409(g)	Representation of Limited Rights Data and Restricted Computer Software
52.230-1	30.201-3(a)	Cost Accounting Standards Notices and Certification (National Defense)
52.232-13	32.302-3(a)	Notice of Progress Payments
52.233-2	33.106(a)	Service of Protest
52.237-1	37.110(a)	Site Visit
52.252-1	52.107(a)	Solicitation Provisions Incorporated by Reference
52.252-3	52.107(c)	Alterations in Solicitation
52.252-5	52.107(e)	Authorized Deviations in Provisions

Contract Clauses

Required

FAR provision or clause number	FAR text reference	Title
52.202-1	2.201	Definitions–Alternate I
52.203-5	3.404(c)	Covenant Against Contingent Fees
52.203-7	3.502-3	Anti-Kickback Procedures
52.225-13	25.1005(b)	Restrictions on Contracting With Sanctioned Persons
52.236-23	36.609-2(b)	Responsibility of the Architect-Engineer Contractor
52.236-24	36.609-3	Work Oversight in Architect-Engineer Contracts

Required When Applicable

52.203-1	3.102-2	Officials Not to Benefit
52.203-3	3.202	Gratuities
52.203-9	3.104-10(b)	Requirement for Certification of Procurement Integrity–Modification
52.203-10	3.104-10(c)	Price or Fee Adjustment for illegal or Improper Activity
52.203-12	3.808(b)	Limitation on Payments to Influence Certain Federal Transactions
52.203-13	3.104-10(d)	Procurement Integrity–Service Contracting
52.204-1	4.103	Approval of Contract
52.204-2	4.404(a)	Security Requirements
52.204-2	4.404(c)	Security Requirements–Alternate II
52.207-3	7.305(c)	Right of First Refusal of Employment
52.209-6	9.409(b)	Protecting the Government's Interest When Subcontracting With Contractors Debarred, Suspended, or Proposed for Debarment
52.212-8	12.304(b)	Defense Priority and Allocation Requirements
52.212-12	12.505(a)	Suspension of Work
52.215-1	15.106-1(b)	Examination of Records by Comptroller General
52.215-2	15.106-2(b)	Audit–Negotiation
52.215-22	15.804-8(a)	Price Reduction for Defective Cost or Pricing Data
52.215-23	15.804-8(b)	Price Reduction for Defective Cost or Pricing Data–Modifications
52.215-24	15.804-8(c)	Subcontractor Cost or Pricing Data
52.215-25	15.804-8(d)	Subcontractor Cost or Pricing Data–Modifications
52.215-30	15.904	Facilities Capital Cost of Money
52.215-31	15.904(b)	Waiver of Facilities Capital Cost of Money
52.216-5	16.205-4	Price Redetermination–Prospective
52.216-7	16.307(a)	Allowable Cost and Payment
52.216-8	16.307(b)	Fixed Fee
52.216-12	16.307(f)(1)	Cost-Sharing Contract–No Fee

Contract Clauses (Continued)

Required When Applicable

FAR provision or clause number	FAR text reference	Title
52.216-16	16.405(a)	Incentive Price Revision – Firm Target
52.216-17	16.405(b)	Incentive Price Revision – Successive Targets
52.216-23	16.603-4(b)(1)	Execution and Commencement of Work
52.216-24	16.603-4(b)(2)	Limitation of Government Liability
52.216-25	16.603-4(b)(3)	Contract Definitization
52.216-25	16.603-4(b)(3)	Contract Definitization – Alternate I
52.216-26	16.603-4(c)	Payments of Allowable Costs Before Definitization
52.219-5	19.508(b)	Notice of Total Small Business-Labor Surplus Area Set-Aside
52.219-6	19.508(c)	Notice of Total Small Business Set-Aside
52.219-7	19.508(d)	Notice of Partial Small Business Set-Aside
52.219-8	19.708(a)	Utilization of Small Business Concerns and Small Disadvantaged Business Concerns
52.219-9	19.708(b)	Small Business and Small Disadvantaged Business Subcontracting Plan
52.219-13	19.902	Utilization of Women-Owned Small Businesses
52.219-14	19.508(e) and 19.811-3(e)	Limitations on Subcontracting
52.219-15	19.508(f)	Notice of Participation by Organizations for the Handicapped
52.219-16	19.708(b)(2)	Liquidated Damages – Small Business Subcontracting Plan
52.220-1	20.103(b)	Preference for Labor Surplus Area Concerns
52.220-2	20.202	Notice of Total Labor Surplus Area Set-Aside
52.220-3	20.302(a)	Utilization of Labor Surplus Area Concerns
52.220-4	20.302(b)	Labor Surplus Area Subcontracting Program
52.222-1	22.103-5(a)	Notice to the Government of Labor Disputes
52.222-2	22.103-5(b)	Payment for Overtime Premiums
52.222-3	22.202	Convict Labor
52.222-20	22.610(b)	Walsh-Healey Public Contracts Act
52.222-26	22.810(e)	Equal Opportunity
52.222-26	22.810(e)	Equal Opportunity – Alternate I
52.222-29	22.810(h)	Notification of Visa Denial
52.222-35	22.1308(a)	Affirmative Action for Special Disabled and Vietnam Era Veterans
52.222-35	22.1308(c)	Affirmative Action for Special Disabled and Vietnam Era Veterans – Alternate I
52.222-36	22.1408	Affirmative Action for Handicapped Workers
52.222-36	22.1408(b)	Affirmative Action for Handicapped Workers – Alternate I
52.222-37	22.1308(b)	Employment Reports on Special Disabled Veterans and Veterans of the Vietnam Era
52.222-40	22.1005	Service Contract Act of 1965, as Amended–Contracts of \$2,500 or Less

Contract Clauses (Continued)

Required When Applicable

FAR provision or clause number	FAR text reference	Title
52.222-41	22.1006(a)	Service Contract Act of 1965, as Amended
52.222-42	22.1006(b)	Statement of Equivalent Rates for Federal Hires
52.222-43	22.1006(c)(1)	Fair Labor Standards Act and Service Contract Act – Price Adjustment (Multiple Year and Option Contracts)
52.222-44	22.1006(c)(2)	Fair Labor Standards Act and Service Contract Act – Price Adjustment
52.223-2	23.105(b)	Clean Air and Water
52.223-3	23.303	Hazardous Material Identification and Material Safety Data
52.223-6	23.505(c)	Drug-Free Workplace
52.224-1	24.104	Privacy Act Notification
52.224-2	24.104	Privacy Act
52.225-14	25.902	Inconsistency Between English Version and Translation of Contract
52.227-1	27.201-2(a)	Authorization and Consent
52.227-1	27.201-2(b)	Authorization and Consent – Alternate I
52.227-2	27.202-2	Notice and Assistance Regarding Patent and Copyright Infringement
52.227-11	27.303(a)	Patent Rights – Retention by the Contractor (Short Form)
52.227-11	27.303(a)(3)	Patent Rights – Retention by the Contractor (Short Form) – Alternate I
52.227-11	27.303(a)(3)	Patent Rights – Retention by the Contractor (Short Form) – Alternate II
52.227-12	27.303(b)	Patent Rights – Retention by the Contractor (Long Form)
52.227-12	27.303(b)(2)	Patent Rights – Retention by the Contractor (Long Form) – Alternate I
52.227-12	27.303(b)(2)	Patent Rights – Retention by the Contractor (Long Form) – Alternate II
52.227-13	27.303(c)	Patent Rights – Acquisition by the Government
52.227-13	27.303(c)(3)	Patent Rights – Acquisition by the Government – Alternate I
52.227-13	27.303(c)(3)	Patent Rights – Acquisition by the Government – Alternate II
52.227-18	27.409(j)	Rights in Data – Existing Works
52.227-21	27.409(q)	Technical Data Certification, Revision, and Withholding of Payment – Major Systems
52.227-22	27.409(r)	Major System – Minimum Rights
52.227-23	27.409(s)	Rights to Proposal Data (Technical)
52.228-1	28.101-3(b)	Bid Guarantee
52.228-2	28.106-4	Additional Bond Security
52.228-3	28.309(a)	Workers' Compensation Insurance (Defense Base Act)
52.228-4	28.309(b)	Workers' Compensation and War-Hazard Insurance Overseas
52.228-5	28.310	Insurance – Work on a Government Installation
52.228-11	28.203-6	Pledges of Assets
52.229-3	29.401-3	Federal, State, and Local Taxes
52.229-4	29.401-4	Federal, State, and Local Taxes (Noncompetitive Contract)
52.229-5	29.401-5	Taxes – Contracts Performed in U.S. Possessions or Puerto Rico

Contract Clauses (Continued)

Required When Applicable

FAR provision or clause number	FAR text reference	Title
52.229-6	29.402-1(a)	Taxes – Foreign Fixed-Price Contracts
52.229-7	29.402-1(b)	Taxes – Fixed-Price Contracts with Foreign Governments
52.229-8	29.402-2(a)	Taxes – Foreign Cost-Reimbursement Contracts
52.229-9	29.402-2(b)	Taxes – Cost-Reimbursement Contracts with Foreign Governments
52.229-10	29.401-6(b)	State of New Mexico Gross Receipts and Compensating Tax
52.230-3	30.201-4(a)	Cost Accounting Standards
52.230-4	30.201-4(b)(1)	Administration of Cost Accounting Standards
52.230-5	30.201-4(c)(1)	Disclosure and Consistency of Cost Accounting Practices
52.230-6	30.201-4(d)	Consistency in Cost Accounting Practices
52.232-10	32.111(d)(1)	Payments Under Fixed-Price Architect-Engineer Contracts
52.232-12	32.412(a)	Advance Payments
52.232-12	32.412(b)	Advance Payments – Alternate I
52.232-12	32.412(c)	Advance Payments – Alternate II
52.232-12	32.412(d)	Advance Payments – Alternate III
52.232-12	32.412(e)	Advance Payments – Alternate IV
52.232-12	32.412(f)	Advance Payments – Alternate V
52.232-16	32.502-4(a)	Progress Payments
52.232-16	32.502-4(b)	Progress Payments – Alternate I
52.232-17	32.617	Interest
52.232-18	32.705-1(a)	Availability of Funds
52.232-23	32.806(a)(1)	Assignment of Claims
52.232-23	32.806(a)(2)	Assignment of Claims – Alternate I
52.232-24	32.806(b)	Prohibition of Assignment of Claims
52.232-25	32.908(c)	Prompt Payment
52.232-26	32.908(a)	Prompt Payment for Fixed-Price Architect-Engineer Contracts
52.232-28	32.908(d)	Electronic Funds Transfer Payment Methods
52.233-1	33.014	Disputes
52.233-1	33.014	Disputes – Alternate I
52.233-3	33.106(b)	Protest After Award
52.233-3	33.106(b)	Protest After Award – Alternate I
52.236-22	36.609-1(c)	Design Within Funding Limitations
52.236-25	36.609-4	Requirements for Registration of Designers
52.237-2	37.110(b)	Protection of Government Buildings, Equipment, and Vegetation
52.242-1	42.802	Notice of Intent to Disallow Costs
52.242-2	42.1107	Production Progress Reports.
52.242-10	42.1404-2(a)	F.o.b. Origin – Government Bills of Lading or Prepaid Postage

Contract Clauses (Continued)

Required When Applicable

FAR provision or clause number	FAR text reference	Title
52.242-11	42.1404-2(b)	F.o.b. Origin—Government Bills of Lading or Indicia Mail
52.242-12	42.1406-2	Report of Shipment (REPSHIP)
52.243-1	43.205(a)(4)	Changes — Fixed-Price —Alternate III
52.243-7	43.106	Notification of Changes
52.244-4	44.204(d)	Subcontractors and Outside Associates and Consultants
52.245-1	45.106(a)	Property Records
52.246-11	46.311	Higher-Level Contract Quality Requirement (Government Specification)
52.247-1	47.104-4(a)	Commercial Bill of Lading Notations
52.247-63	47.405	Preference for U.S.-Flag Air Carriers
52.248-1	48.201	Value Engineering
52.248-1	48.201(e)(1)	Value Engineering—Alternate III
52.248-2	48.201(f)	Value Engineering Program—Architect-Engineer
52.249-7	49.503(b)	Termination (Fixed-Price Architect-Engineer)
52.250-1	50.403-3	Indemnification Under Public Law 85-804
52.250-1	50.403-3	Indemnification Under Public Law 85-804—Alternate I
52.251-1	51.107	Government Supply Sources—Alternate I
52.252-2	52.107(b)	Clauses Incorporated by Reference
52.252-4	52.107(d)	Alterations in Contract
52.252-6	52.107(f)	Authorized Deviations in Clauses
52.253-1	53.111	Computer Generation of Forms by the Public

Optional

52.216-4	16.203-4(c)	Economic Price Adjustment—Labor and Material
52.219-10	19.708(c)(1)	Incentive Subcontracting Program for Small and Small Disadvantaged Business Concerns
52.227-17	27.409(i)	Rights in Data—Special Works
52.232-17	32.617(b)	Interest—Alternate I

